IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINETH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 9130 of 2004

Between:

Smt. Kedarasetti Venkata Ratnam, D/o Late Ake Venkata

Ramana, Konalova Village, Addateegala Mandal, East Godavari

District.

..... PETITIONER

AND

1. The Additional Agent to Government and The Project Officer,

I.T.D.A, Rampachodavaram, East Godavari District.
2. The Special Deputy Collector, Tribal Welfare,

Rampachodavaram, East Godavari District.
3. The Mandal Revenue Officer, Addateegala Mandal,
East Godavari District.
4. Kurasa Laxmi, W/o Arjuna,
5. Mamta Arjamma, W/o. Arjuna Rao,
6. Madem Sridevi, D/o Appanna,
7. Kurasala Raghava, W/o. Chennayya,

The Respondents 4 to 7 are R/o Konalova Village, Addateegala

Mandal, East Godavari District.
(The respondents 4 to 7 are not necessary parties to the writ petition).

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of

Mandamus declaring the order of the 2nd respondent in LTRP Nos.9/03, 12/03, 60/03, and 61/03 dated 21-11-2003 as highly illegal, arbitrary, unjust, improper and consequently set a side the same

Counsel for the Petitioner: MR.BADANA.BHASKARA RAO

Counsel for the Respondent Nos.1 to 3: GP FOR SOCIAL WELFARE

Counsel for the Respondent Nos.4 to 7:Mr.K.Balagopal.

The Court made the following :

Writ Petition No.9130 of 2004

O R D E R:-

Heard both the learned Counsel and at their request, the writ petition itself is taken up for disposal at the stage of Interlocutory Application.

2. Petitioner herein approached this Court, particularly on the ground that though an appeal has been filed along with the Stay Application before first respondent, no orders have been passed against the eviction orders passed by the second respondent herein. Appeal is admittedly pending before first respondent and this Court granted interim direction of status quo on 18.05.2004.

3. Having regard to the fact that the appeal is pending before first respondent, it is not necessary to go into the merits of the case and it would be suffice to direct first respondent to dispose of the appeal pending before him.

4. Accordingly, this writ petition is disposed of directing first respondent to dispose of the appeal pending before him within a period of one month from the date of receipt of a copy of this Order. It is needless to state that pending disposal of the appeal by first respondent, the interim orders granted by this Court shall continue. No costs.

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B.PRAKASH RAO, J

Date: 29th October, 2004.

Cs/STV

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Additional Agent to Government and The Project Officer,

I.T.D.A, Rampachodavaram, East Godavari District.
2. The Special Deputy Collector, Tribal Welfare,

Rampachodavaram, East Godavari District.
3. The Mandal Revenue Officer, Addateegala Mandal,
East Godavari District.
4.. Two C.Cs. to the Government Pleader for Social Welfare,

High Court Buildings, Hyderabad. (O.U.T.)

5. Two C.D. copies.